

HOUSE No. 3624

The Commonwealth of Massachusetts

PRESENTED BY:

Cheryl A. Coakley-Rivera

To the Honorable Senate and House of Representatives of the Commonwealth of Massachusetts in General Court assembled:

The undersigned legislators and/or citizens respectfully petition for the passage of the accompanying bill:

An Act relative to unauthorized entry of a critical infrastructure.

PETITION OF:

NAME:

Cheryl A. Coakley-Rivera

DISTRICT/ADDRESS:

10th Hampden

[SIMILAR MATTER FILED IN PREVIOUS SESSION
SEE HOUSE, NO. 2295 OF 2007-2008.]

The Commonwealth of Massachusetts

In the Year Two Thousand and Nine

AN ACT RELATIVE TO UNAUTHORIZED ENTRY OF A CRITICAL INFRASTRUCTURE.

Be it enacted by the Senate and House of Representatives in General Court assembled, and by the authority of the same, as follows:

1 SECTION 1. Massachusetts General Law chapter 266, section 16A, as appearing in the 2006 Official Edition, is
2 hereby amended by adding the following new section:-

3 Section 16B. Unauthorized entry of a critical infrastructure

4 A. Unauthorized entry of a critical infrastructure is the intentional entry by a person without authority into
5 any structure or onto any premises, belonging to another, that constitutes in whole or in part a critical infrastructure
6 that is completely enclosed by any type of physical barrier, including but not limited to: (1) chemical manufacturing
7 facilities; (2) refineries; (3) electrical power generating facilities; (4) water intake structures and water treatment
8 facilities; (5) natural gas transmission compressor stations; (6) LNG terminals and storage facilities; and (7)
9 transportation facilities, such as ports, railroad switching yards, and trucking terminals.

10 B. Whoever commits the crime of unauthorized entry of a critical infrastructure shall be fined not more than
11 one thousand dollars or by imprisonment for not more than six years, or both.

12 C. Nothing in this Section shall be construed to prevent lawful assembly and peaceful and orderly petition for
13 the redress of grievances, including but not limited to any labor dispute between any employer and its employee.

14 Section 2. This Act shall become effective upon signature by the governor or, if not signed by the governor, upon
15 expiration of the time for bills to become law without signature by the governor. If vetoed by the governor and
16 subsequently approved by the legislature, this Act shall become effective on the day following such approval.